

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Irregularities committed in tender process in three (3) road works in Panchayat Raj Circle, Nellore District against Sri V. Kailashnath, formerly i/c Superintending Engineer, Panchayat Raj, Nellore presently Superintending Engineer, Panchayat Raj, Kurnool – Disciplinary proceedings initiated - Imposition of penalty of "stoppage of one annual grade increment without cumulative effect besides recovery of an amount of Rs.2,80,700/-" (towards two EMDs for works 1 & 2) - Orders - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IA) DEPARTMENT

G.O.Rt.No. 1333.

Dated:19.08.2013.

Read the following:-

1. G.A (V&E) Dept. Appraisal Report No.100 (512/V&E/E1/2008),
dt. 19.10.2010.
2. G.O.Rt.No.1972, PR&RD (Vig.IA) Dept., dt. 27.12.2011.
3. Written Statement of Defence of Sri V. Kailashnath, SE, PR Circle,
Kakinada, dt. 09.03.2012.
4. G.O.Rt.No.1899, PR& RD (Vig.IA) Dept., dt.12.10.2012.
5. From the Chief Engineer, PR, V&QC, Hyderabad & Enquiry Officer,
Lr.No.IO & CE, PR, Vig.&QC/Nellore/2012, dt. 20.02.2013.
6. Govt. Memo No.1908/Vig.IA/2011-3, PR & RD (Vig.IA) Dept.,
dt.31.05.2013.
7. From Sri V. Kailashnath, SE, PR, Kurnool, representation dt. 25.06.2013.

ORDER:

In the reference 2nd read above, charges were framed under Rule 20 of A.P.Civil (CC&A) Rules, 1991 against Sri V. Kailashnath, formerly I/c Superintending Engineer, Panchayat Raj, Nellore District presently i/c Superintending Engineer, Panchayat Raj, Kakinada, East Godavari District, for the irregularities committed in tender process in three (3) road works in Panchayat Raj Circle, Nellore District. In the reference 3rd read above, the Charged Officer has submitted his written statement of defence.

2. After examining the matter, orders were issued in the reference 4th read above, appointing the Chief Engineer, Panchayat Raj, Vigilance & Quality Control & SQC, Hyderabad as Inquiry Officer for conducting inquiry against Sri V. Kailashnath, formerly i/c Superintending Engineer, Panchayat Raj, Nellore District presently i/c Superintending Engineer, Panchayat Raj, Kakinada, East Godavari District, as per Rule 20 (2) of A.P.Civil Services (CC&A) Rules, 1991 and also the Superintending Engineer, Panchayat Raj, Nellore District was appointed as Presenting Officer therein.

3. In the reference 5th read above, the Enquiry Officer has submitted his enquiry report. The enquiry officer in his findings has held that the charged officer has not committed any irregularity in the tender process of work No.(3) and regarding work Nos. (1) & (2), the irregularities committed might be assumed as marginal and hence the charge cannot be sustained.

4. After careful examination, Government have disagreed with the findings of enquiry officer. A copy of enquiry report along with disagreement factors on the findings of enquiry officer have been communicated to Sri V. Kailashnath, formerly i/c Superintending Engineer, Panchayat Raj, Nellore District presently i/c Superintending Engineer, Panchayat Raj, Kakinada, East Godavari District, under Rule 21 (2) of A.P.Civil Services (CC&A) Rules, 1991, to submit his representation, if any, vide reference 6th read above. In the reference 7th read above, the charged officer has submitted his explanation.

5. Govt. have examined the matter and observed that the precocious release of EMD especially when some complaints are made by fellow contractors and when the clarification sought from I&CAD is still due could be perceived as colored and Govt. have,

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therefore decided and hereby order to impose a penalty of "stoppage of one annual grade increment without cumulative effect besides recovery of an amount of Rs.2,80,700/- (Rupees two lakhs eighty thousand and seven hundred only) (towards two EMDs for works 1 & 2) against Sri V. Kailashnath, formerly I/c Superintending Engineer, Panchayat Raj, Nellore District presently Superintending Engineer, Panchayat Raj, Kurnool, under Rule 9 of the A.P.Civil Services (CC&A) Rules, 1991.

6. The Engineer-in-Chief, Panchayat Raj, Hyderabad shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNEMENT

To

Sri V. Kailashnath, formelry I/c Superintending Engineer, Panchayat Raj, Nellore
presently Superintending Engineer, Panchayat Raj, Kurnool through
Engineer-in-Chief, Panchayat Raj, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(with a request to serve and furnish the dated acknowledgement immediately)

Copy to:

The PR&RD (Estt.I) Dept.

The Secretary, A.P. Vigilance Commission, Hyderabad.

The G.A. (V&E) Dept. (w.r.t. Appraisal Report No.100 (512/V&E/E1/2008),
dt.19.10.2010.

SF/SCs.

//FORWARDED BY ORDER//

SECTION OFFICER